

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 370**

Introduced by Nantkes, 46.

Read first time January 16, 2009

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the Medical Assistance Act; to amend section  
2 68-911, Revised Statutes Cumulative Supplement, 2008; to  
3 require the Department of Health and Human Services to  
4 apply for a medicaid waiver to provide coverage for  
5 family planning services as prescribed.  
6 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 68-911, Revised Statutes Cumulative  
2 Supplement, 2008, is amended to read:

3                   68-911 (1) Medical assistance shall include coverage for  
4 health care and related services as required under Title XIX of the  
5 federal Social Security Act, including, but not limited to:

- 6                   (a) Inpatient and outpatient hospital services;  
7                   (b) Laboratory and X-ray services;  
8                   (c) Nursing facility services;  
9                   (d) Home health services;  
10                  (e) Nursing services;  
11                  (f) Clinic services;  
12                  (g) Physician services;  
13                  (h) Medical and surgical services of a dentist;  
14                  (i) Nurse practitioner services;  
15                  (j) Nurse midwife services;  
16                  (k) Pregnancy-related services;  
17                  (l) Medical supplies; and  
18                  (m) Early and periodic screening and diagnosis and  
19 treatment services for children.

20                  (2) Medical assistance may include coverage for health  
21 care and related services as permitted but not required under Title  
22 XIX of the federal Social Security Act, including, but not limited  
23 to:

- 24                  (a) Prescribed drugs;  
25                  (b) Intermediate care facilities for the mentally

1     retarded;

2                   (c) Home and community-based services for aged persons  
3     and persons with disabilities;

4                   (d) Dental services;

5                   (e) Rehabilitation services;

6                   (f) Personal care services;

7                   (g) Durable medical equipment;

8                   (h) Medical transportation services;

9                   (i) Vision-related services;

10                   (j) Speech therapy services;

11                   (k) Physical therapy services;

12                   (l) Chiropractic services;

13                   (m) Occupational therapy services;

14                   (n) Optometric services;

15                   (o) Podiatric services;

16                   (p) Hospice services;

17                   (q) Mental health and substance abuse services;

18                   (r) Hearing screening services for newborn and infant

19     children; and

20                   (s) Administrative expenses related to administrative  
21     activities, including outreach services, provided by school  
22     districts and educational service units to students who are  
23     eligible or potentially eligible for medical assistance.

24                   (3) The department shall apply for a waiver or an  
25     amendment to an existing waiver under section 1115 of the federal

1 Social Security Act, as amended, 42 U.S.C. 1315, as such section  
2 existed on January 1, 2009, for the purpose of providing medical  
3 assistance for family planning services for persons whose family  
4 earned income is at or below one hundred eighty-five percent of the  
5 federal poverty level.

6           Sec. 2. Original section 68-911, Revised Statutes  
7 Cumulative Supplement, 2008, is repealed.